

AFFIDAVIT
of
STEVE MATTAS
SPECIAL AGENT
DRUG ENFORCEMENT ADMINISTRATION

I, Steve Mattas, having been duly sworn, depose and state that:

1) I am a Special Agent of the Drug Enforcement Administration (DEA) and have been for approximately 10 years. Prior to my employment with DEA, I was a police officer with the Springfield, Missouri Police Department for approximately 5½ years and spent approximately one year as a detective in the Narcotics Unit. I also worked as an undercover narcotics agent in Missouri for approximately two years prior to my employment with the Springfield Police Department. As a Special Agent with DEA, I have received training and have been involved in the investigations of drug trafficking, money laundering, and the movement and concealment of proceeds and assets purchased with proceeds of drug transactions.

2) This affidavit is based on my own personal knowledge as well as information provided to me by other law enforcement agencies and officers. Since this affidavit is being submitted for the limited purpose of establishing probable cause, I have not included each and every fact

known to me concerning this investigation. I have only set forth the facts I believe are essential to establish probable cause.

3) On June 24, 2005 at approximately 11:24 p.m., Missouri State Highway Patrol (MSHP) Trooper Tommy Walley stopped a 1990 Ford Thunderbird, bearing Kentucky registration 835-LPA, on a traffic violation near Interstate 70 and Highway 54 in Kingdom City, Missouri. The driver and registered owner of the car was identified as Michael Ray SULLIVAN and the passenger was identified as Joseph Calvin SEIDL. During the stop, SULLIVAN and SEIDL gave conflicting statements regarding the nature of their trip, where they had been and where they were going. SULLIVAN denied consent to have his vehicle searched so Trooper Walley contacted MSHP Corporal Matthew Broniec to respond to the scene with his canine Kai. While awaiting Corporal Broniec's arrival, SULLIVAN fled on foot and Trooper Walley observed SULLIVAN throw something to the ground as he ran away. SULLIVAN was apprehended a short time later and Trooper Walley discovered that SULLIVAN had thrown a small amount of suspected methamphetamine onto the ground while fleeing from Trooper Walley. SULLIVAN was subsequently placed under arrest for possession of a controlled substance. During an inventory search of SULLIVAN's car, Trooper Walley discovered a bundle

of cash hidden underneath a newspaper near the front passenger seat. The bundle of cash was later determined to contain \$12,000.

4) As Trooper Walley opened the trunk of the Ford Thunderbird, a hobby-style rocket that was controlled by an elaborate system of ropes and pulleys, lifted from a prone to an upright position in the trunk. Trooper Walley also observed what appeared to be three pipe bombs lying on the floor of the trunk. The rocket was approximately 3-4 feet tall and 3-4 inches in diameter. There were a series of wires running from a homemade switch in the front of the car to a set of eight (8) explosive charges at the bottom of the rocket. The series of wires drew its power from a cigarette lighter adapter and the MSHP Bomb Squad reported that all indications were that the rocket was functional. The power source to the rocket was disconnected and upon removing a cone on the top of the rocket, agents discovered two gallon-sized Ziploc bags containing a large quantity of suspected "ice" (methamphetamine) concealed within the body of the rocket. Agents theorized that once the trunk was opened, the driver could then press the switch in the front of the car, which would then launch the rocket and its contraband away from the vehicle. The three suspected pipe bombs were x-rayed by the MSHP Bomb Squad and determined to be phony.

Inside the three imitation pipe bombs were additional quantities of suspected "ice" and/or illicit pills.

5) During a post-Miranda statement at the Callaway County Jail (CCJ) in Fulton, Missouri, SEIDL initially claimed that he could not recall where he and SULLIVAN had come from or the nature of their trip. SEIDL explained that he was very confused because his handcuffs were too tight and had been on for so long. (SEIDL's handcuffs were removed prior to the interview commencing). SEIDL claimed ownership of the bundle of money and reported the bundle contained \$12,000. SEIDL then recalled that he had taken the money to Nebraska to purchase a gutter machine, however, SEIDL could not provide a name or a number of the person who was selling the gutter machine. SEIDL then reported that he had just traveled around to several different markets looking for a gutter machine but SEIDL could not recall the name of a specific location or individual he contacted. SEIDL acknowledged that he did not own a guttering business but occasionally worked for someone who did. SEIDL changed the subject when asked for the name of the individual or company. When asked how he was going to transport the gutter machine back to Kentucky, SEIDL claimed that he had planned on buying a truck with the gutter machine as well.

6) SEIDL reported that he spent 5½ years in prison on a theft conviction and was released in April 2004. Since being released from prison, SEIDL was employed as a "chicken catcher" at Tyson Foods and SEIDL reported that his annual salary was approximately \$40,000. SEIDL claimed that he had saved the \$12,000 from his employment at Tyson Foods. SEIDL admitted that he had a checking or savings account at a local bank in Sebree, Kentucky but that the \$12,000 was not withdrawn from the bank. SEIDL explained that he frequently set aside a little money until he amassed the \$12,000 needed to buy the gutter machine. SEIDL again insinuated that he had negotiated the purchase of a gutter machine for \$12,000 from an unknown individual. SEIDL reiterated that that he could not recall the name or number of the individual who had the gutter machine and explained that the person's name and number were most likely inside the car. Agents offered to bring the contents from the car to SEIDL to look through but SEIDL did not accept the offer and asked what agents wanted. SEIDL acknowledged that his statement sounded implausible and the interviewing agents explained that they just wanted the truth from SEIDL. Shortly thereafter, SEIDL stated that he wanted to speak to an attorney and the interview was terminated.

7) SULLIVAN invoked his right to remain silent at the scene of the stop. Agents attempted to obtain some biographical information from SULLIVAN while at the CCJ, however, he was too incoherent to answer any questions.

8) Trooper Ferrari conducted a field test on the contents from one of the bags of suspected "ice." The field test was positive for methamphetamine. Trooper Ferrari weighed the two gallon-sized bags, which showed a gross weight of approximately 2.02 pounds, or approximately 917 grams.

9) SULLIVAN and SEIDL were remanded to the custody of the CCJ pending federal drug charges.

The facts set forth in this affidavit are true and correct to the best of my knowledge and belief.

STEVE MATTAS, Special Agent
Drug Enforcement Administration

Subscribed and sworn to before me in my presence on the 27th day of June, 2005.

William A. Knox
United States Magistrate Judge